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1 **ORIGINAL** BEFORE THE ARIZONA CORPORATION COMMISSION
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Arizona Corporation Commission

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OCT -8 2008



9 IN THE MATTER OF THE APPLICATION
10 OF UNION PACIFIC RAILROAD TO
11 ALTER FOUR CROSSINGS OF THE
12 UNION PACIFIC RAILROAD AT
13 MARANA, TANGERINE, CORTARO
14 FARMS AND INA ROADS

DOCKET NO. RR-03639A-08-0037

CORTARO-MARANA IRRIGATION
DISTRICT AND CORTARO WATER
USER'S COMMENTS TO STAFF
REPORT

15 Cortaro-Marana Irrigation District ("District"), through its undersigned
16 attorneys, files these comments with relation to the above entitled proceeding and its Staff's
17 Report.

18 By its Application, Union Pacific requests approval to alter four railroad
19 crossings at public intersections in Pima County. Cortaro-Marana Irrigation District, a
20 political subdivision of the State of Arizona, operates an irrigation water delivery system in
21 Pima County. As reflected in the Staff Report, the alteration of the four railroad crossings
22 which are the subject of the current application are "part of the railroads double tracking effort
23 for the Sunset Route across Arizona." This effort will also cross District facilities between the
24 Cortaro Farms Road and Ina Road public crossings which are the subject matter of this
25 application.

The crossing of District facilities is an essential aspect of the double tracking
effort. The need to alter the public crossings at Cortaro Farms Road and Ina Road may not be

1 necessary if the double tracking does not proceed due to a dispute at the crossings of District
2 facilities. Certainly the existence of double tracks impacts the railroad volume that can be
3 anticipated in the area.

4 DATED this 8th day of October, 2008.

5 CURTIS, GOODWIN, SULLIVAN,
6 UDALL & SCHWAB, P.L.C.

7
8
9 By: 

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10
11
12
13
14 PROOF OF AND CERTIFICATE OF MAILING

15 I hereby certify that on this 8th day of October, 2008, I caused the foregoing
16 document to be served on the Arizona Corporation Commission by delivering the original and
thirteen (13) copies of the above to:

17 Docket Control
18 Arizona Corporation Commission
19 1200 West Washington
Phoenix, Arizona 85007

20 COPY of the foregoing hand delivered/
21 mailed this 8th day of October, 2008 to:

22 Janice Alward, Esq.
23 Legal Division
24 Arizona Corporation Commission
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Phoenix, Arizona 85007
25

1 Ernest Johnson, Director
Utilities Division
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1200 West Washington
3 Phoenix, Arizona 85007

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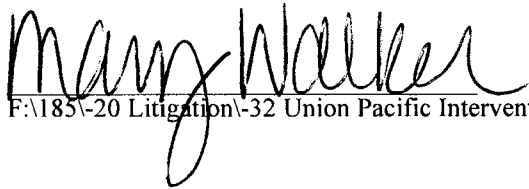
14 Aziz Aman, Manager of Special Projects
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16 Paul Baughman
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